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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Richey, II)	Examiner: Erezo, Darwin P.
)	
Serial No.:	09/967,274)	Art Unit: 3731
)	
Filed:	September 27, 2001)	
)	
For:	CARBON DIOXIDE-BASED BI-LEVEL CPAP CONTROL)	
)	
Attorney Docket No.:	12873/04169)	

Mail Stop Amendment
Commissioner of Patents
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Alexandria, Virginia 22313-1450

RESPONSE

This communication is in response to the Office Action of January 25, 2005. The Listing of the Claims begins on page 2 and the Remarks begin on page 9.



MAY 25 2005

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM

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Total Number of Pages in This Submission

Application Number

Filing Date 02/27/2001

First Named Inventor **Richey, II**

Art Unit 3731

Examiner Name

Attorney Docket Number

12873/04169

ENCLOSURES *(Check all that apply)*

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Warren M. Haines II (Reg. No. 40,632)	Customer Number 24024
Signature		
Date	May 23, 2005	

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